

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1049 be amended to read as follows:

1 Page 1, between the enacting clause and line 1, begin a new
2 paragraph and insert:
3 "SECTION 1. IC 15-5-9-11 IS AMENDED TO READ AS
4 FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 11. On or before the
5 first day of May of each year, the trustee of each township shall make
6 a report in writing, to the county auditor, of the amount of all claims in
7 his township for livestock, fowls, or game which have been destroyed
8 or damaged by dogs, and which claims have been filed before March
9 9, 1937, or which may be filed thereafter but have not been paid for
10 lack of funds. On or before the second Monday in May of each year,
11 the auditor of each county shall make a report, in writing, to the auditor
12 of state, in such form as the auditor of state shall prescribe, of the
13 amount of all such claims in his county which have been filed and
14 which have not been paid for lack of funds, and on or before the second
15 Monday in July, the auditor of state shall issue his warrant, payable to
16 the auditor of each such county, for the amount of the unpaid claims.
17 The warrant shall be drawn on the state dog account. Upon the receipt
18 of the money, the auditor of the county shall distribute the funds to the
19 respective townships of his county entitled thereto, and the trustee of
20 the township shall pay all unpaid claims of his township, in the order
21 in which the claims were filed. If in any year there is not sufficient
22 money in the state dog account to pay all of the claims, the auditor of
23 state shall make such distribution, as near as practicable, in proportion
24 to the aggregate value of livestock, fowls, or game for the destruction

of which or the damage to which claims have been filed in the respective counties, and the county auditor shall distribute the money so received to the several townships in the same proportion. All money ~~in excess of fifty thousand dollars (\$50,000)~~ remaining in the state dog account after such annual distribution shall have been made as hereinbefore provided shall be distributed by the auditor of state in the manner following:

(1) For the calendar year beginning January 1, 2002, the lesser of fifty thousand dollars (\$50,000) or the amount remaining in the state dog account to the bone marrow and organ donor fund established under IC 16-46-12-2.

(2) For each year beginning after December 31, 2002, the lesser of:

(A) the amount remaining in the state dog account; or

(B) the amount transferred to the bone marrow and organ donor fund under subdivision (1) increased by the lesser of:

(i) the annual growth in Indiana per capital personal income; or

(ii) the annual growth in the Consumer Price Index prepared by the United States Department of Labor;

to the bone marrow and organ donor fund established under IC 16-46-12-2.

~~(a)~~ **(3) After the transfer required under subdivision (1) or (2), one-half (1/2) of such excess the amount remaining in the state dog account or one hundred thousand dollars (\$100,000) of such excess, amount, whichever sum is the lesser, shall be distributed to Purdue University for the School of Veterinary Science and Medicine to be used solely for canine disease research.**

~~(b)~~ **(4) After the transfer required under subdivision (3), the balance remaining of such excess, in the state dog account, after the distribution to Purdue University is made as hereinbefore provided, shall be distributed to the general fund of each county in direct proportion to the total amount of money paid into the dog account on the second Monday in May by the county prior to the distribution.**

- 1 Of the funds returned to the respective counties the county may, with
- 2 the approval of the county commissioners and the county council,
- 3 construct dog pounds within said counties.".
- 4 Renumber all SECTIONS consecutively.
(Reference is to HB 1049 as printed January 17, 2002.)

Representative Brown T